U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:18-cv-00405-TJK

WILDEARTH GUARDIANS v. UNITED STATES

DEPARTMENT OF THE INTERIOR Assigned to: Judge Timothy J. Kelly Cause: 05:552 Freedom of Information Act Date Filed: 02/22/2018 Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

WILDEARTH GUARDIANS

represented by Laura Helen King

WESTERN ENVIRONMENTAL LAW

CENTER

103 Reeder's Alley Helena, MT 59601 (406) 204–4852 Fax: (406) 443–6305

Email: king@westernlaw.org TERMINATED: 11/19/2019

PRO HAC VICE

Melissa A Hornbein

WESTERN ENVIRONMENTAL LAW

CENTER

103 Reeder's Alley Helena, MT 59601 406–708–3058

Email: hornbein@westernlaw.org

PRO HAC VICE

ATTORNEY TO BE NOTICED

John R. Mellgren

WESTERN ENVIRONMENTAL LAW

CENTER

120 Shelton McMurphey Blvd

Suite 340

Eugene, OR 97401 (541) 359–0990

Èmail: mellgren@westernlaw.org
ATTORNEY TO BE NOTICED

V.

Defendant

UNITED STATES DEPARTMENT OF THE INTERIOR

represented by **Jeremy S. Simon**

U.S. ATTORNEY'S OFFICE FOR THE

DISTRICT OF COLUMBIA 555 Fourth Street, NW Washington, DC 20530 (202) 252–2528 Fax: (202) 252–2599

Email: <u>ieremy.simon@usdoj.gov</u>

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/22/2018		COMPLAINT for Declaratory and Injunctive Relief against UNITED STATES DEPARTMENT OF THE INTERIOR (Filing fee \$ 400 receipt number

		0090–5343566) filed by WILDEARTH GUARDIANS. (Attachments: # 1 Civil Cover Sheet, # 2 Summons U.S. Department of the Interior, # 3 Summons U.S. Attorney District of DC, # 4 Summons U.S. Attorney General)(Mellgren, John) (Entered: 02/22/2018)
02/22/2018	2	MOTION for Leave to Appear Pro Hac Vice :Attorney Name—Laura H. King, :Firm—Western Environmental Law Center, :Address—103 Reeder's Alley, Helena, Montana 59601. Phone No. —406—204—4852. Filing fee \$ 100, receipt number 0090—5343610. Fee Status: Fee Paid. by WILDEARTH GUARDIANS (Attachments: # 1 Declaration, # 2 Text of Proposed Order)(Mellgren, John) (Entered: 02/22/2018)
02/22/2018	<u>3</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WILDEARTH GUARDIANS (Mellgren, John) (Entered: 02/22/2018)
02/23/2018		Case Assigned to Judge Timothy J. Kelly. (zsb) (Entered: 02/23/2018)
02/23/2018	4	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF THE INTERIOR, U.S. Attorney and U.S. Attorney General (Attachment: # 1 Notice and Consent)(zsb) (Entered: 02/23/2018)
02/28/2018		MINUTE ORDER granting 2 Motion for Leave to Appear Pro Hac Vice. Attorney Laura H. King is hereby admitted pro hac vice to appear in this matter. Signed by Judge Timothy J. Kelly on 2/28/2018. (lctjk1) (Entered: 02/28/2018)
03/01/2018	<u>5</u>	NOTICE of Appearance by Laura H. King on behalf of WILDEARTH GUARDIANS (King, Laura) (Entered: 03/01/2018)
03/06/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/28/2018. Answer due for ALL FEDERAL DEFENDANTS by 3/30/2018. (Attachments: # 1 Affidavit of Mailing, # 2 Exhibit – Certified Mail Receipts)(King, Laura) (Entered: 03/06/2018)
03/06/2018	7	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/28/2018. (Attachments: # 1 Affidavit of Mailing, # 2 Exhibit – Certified Mail Receipts)(King, Laura) (Entered: 03/06/2018)
03/06/2018	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF THE INTERIOR served on 2/27/2018 (Attachments: # 1 Affidavit of Mailing, # 2 Exhibit – Certified Mail Receipts)(King, Laura) (Entered: 03/06/2018)
03/29/2018	9	ANSWER to 1 Complaint by UNITED STATES DEPARTMENT OF THE INTERIOR.(Simon, Jeremy) Modified to add link on 3/30/2018 (znmw). (Entered: 03/29/2018)
03/29/2018		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure by April 12, 2018. Signed by Judge Timothy J. Kelly on 3/29/2018. (lctjk1) (Entered: 03/29/2018)
03/30/2018		Set/Reset Deadlines: Joint Proposed Briefing Schedule or Disclosure due by 4/12/2018. (kh) (Entered: 03/30/2018)
04/12/2018	<u>10</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 04/12/2018)
04/16/2018		MINUTE ORDER, In light of the parties' <u>10</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further Joint Status Report by May 14, 2018. Signed by Judge Timothy J. Kelly on 4/16/2018. (lctjk1) Modified on 4/19/2018 to add docket text (jf). (Entered: 04/16/2018)
04/24/2018	<u>11</u>	NOTICE of Change of Address by John R. Mellgren (Mellgren, John) (Entered: 04/24/2018)
05/14/2018	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 05/14/2018)

	1	
05/14/2018		MINUTE ORDER. In light of the parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further Joint Status Report by June 19, 2018. Signed by Judge Timothy J. Kelly on 5/14/2018. (lctjk1) Modified on 5/16/2018 (kh). (Entered: 05/14/2018)
06/19/2018	<u>13</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 06/19/2018)
06/20/2018		MINUTE ORDER: In light of the parties' 13 Joint Status Report, it is hereby ORDERED that the parties shall file a further Joint Status Report by August 28, 2018. Signed by Judge Timothy J. Kelly on 6/20/2018. (lctjk1) (Entered: 06/20/2018)
06/20/2018		Set/Reset Deadlines: Joint Status Report due by 8/28/2018. (kh) (Entered: 06/20/2018)
08/27/2018	<u>14</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 08/27/2018)
08/28/2018	<u>15</u>	ERRATA (Corrected Joint Status Report) by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy); Modified to add docket entry relationships on 8/29/2018 (ztth). (Entered: 08/28/2018)
08/29/2018		MINUTE ORDER: In light of the parties' <u>15</u> Corrected Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by September 28, 2018. Signed by Judge Timothy J. Kelly on 8/29/2018. (lctjk1) (Entered: 08/29/2018)
09/28/2018	<u>16</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 09/28/2018)
10/01/2018		MINUTE ORDER: In light of the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by November 15, 2018. (lctjk1) (Entered: 10/01/2018)
11/15/2018	<u>17</u>	STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 11/15/2018)
11/19/2018		MINUTE ORDER: In light of the parties' <u>17</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by December 17, 2018. Signed by Judge Timothy J. Kelly on 11/19/2018. (lctjk1) (Entered: 11/19/2018)
12/17/2018	<u>18</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 12/17/2018)
12/17/2018		MINUTE ORDER: In light of the parties' <u>18</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by January 30, 2019. Signed by Judge Timothy J. Kelly on 12/17/2018. (lctjk1) (Entered: 12/17/2018)
01/30/2019	<u>19</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 01/30/2019)
01/31/2019		MINUTE ORDER: In light of the parties' <u>19</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by February 20, 2019. Signed by Judge Timothy J. Kelly on 1/31/2019. (lctjk1) (Entered: 01/31/2019)
02/21/2019	<u>20</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 02/21/2019)
02/22/2019		MINUTE ORDER: In light of the parties' <u>20</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by March 20, 2019. Signed by Judge Timothy J. Kelly on 2/22/2019. (lctjk1) (Entered: 02/22/2019)
03/20/2019	<u>21</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 03/20/2019)
03/21/2019		MINUTE ORDER: In light of the parties' <u>21</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by April 30, 2019. Signed by Judge Timothy J. Kelly on 3/21/2019. (lctjk1) (Entered: 03/21/2019)
04/30/2019	<u>22</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 04/30/2019)

04/30/2019		MINUTE ORDER: In light of the parties' <u>22</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by May 31, 2019. Signed by Judge Timothy J. Kelly on 4/30/2019. (lctjk1) (Entered: 04/30/2019)
05/31/2019	<u>23</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 05/31/2019)
05/31/2019		MINUTE ORDER: In light of the parties' <u>23</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by June 28, 2019. Signed by Judge Timothy J. Kelly on 5/31/2019. (lctjk1) (Entered: 05/31/2019)
06/26/2019	<u>24</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 06/26/2019)
06/27/2019		MINUTE ORDER: In light of the parties' <u>24</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by August 28, 2019. Signed by Judge Timothy J. Kelly on 6/27/2019. (lctjk1) (Entered: 06/27/2019)
08/28/2019	<u>25</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 08/28/2019)
08/28/2019		MINUTE ORDER: Upon consideration of the parties' <u>25</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by October 28, 2019. Signed by Judge Timothy J. Kelly on 8/28/2019. (lctjk1) (Entered: 08/28/2019)
10/28/2019	<u>26</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 10/28/2019)
10/28/2019		MINUTE ORDER: Upon consideration of the parties' <u>26</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by December 19, 2019. Signed by Judge Timothy J. Kelly on 10/28/2019. (lctjk1) (Entered: 10/28/2019)
11/19/2019	<u>27</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to WILDEARTH GUARDIANS. Attorney Laura Helen King terminated. (King, Laura) (Entered: 11/19/2019)
12/19/2019	<u>28</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 12/19/2019)
12/19/2019		MINUTE ORDER: Upon consideration of the parties' <u>28</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by February 5, 2020. Signed by Judge Timothy J. Kelly on 12/19/2019. (lctjk1) (Entered: 12/19/2019)
01/23/2020	<u>29</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name— Melissa A. Hornbein, Filing fee \$ 100, receipt number ADCDC–6760754. Fee Status: Fee Paid. by WILDEARTH GUARDIANS (Attachments: # 1 Declaration, # 2 Text of Proposed Order)(Mellgren, John) (Entered: 01/23/2020)
01/23/2020		MINUTE ORDER granting Plaintiffs <u>29</u> Motion for Leave to Appear Pro Hac Vice. Attorney Melissa Anne Hornbein is hereby admitted pro hac vice to appear in this matter. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). <u>Click for instructions</u> . Signed by Judge Timothy J. Kelly on 1/23/2020. (lctjk1) (Entered: 01/23/2020)
01/28/2020	<u>30</u>	NOTICE of Appearance by Melissa A Hornbein on behalf of All Plaintiffs (Hornbein, Melissa) (Entered: 01/28/2020)
02/05/2020	<u>31</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 02/05/2020)
02/05/2020		MINUTE ORDER: Upon consideration of the parties' <u>31</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by March 31, 2020. Signed by Judge Timothy J. Kelly on 2/5/2020. (lctjk1) (Entered: 02/05/2020)
03/31/2020	<u>32</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 03/31/2020)
04/01/2020		MINUTE ORDER: Upon consideration of the parties' <u>32</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by May 6,

		2020, and every sixty days thereafter, until the Court orders otherwise. Signed by Judge Timothy J. Kelly on 4/1/2020. (lctjk1) (Entered: 04/01/2020)
05/06/2020	<u>33</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 05/06/2020)
07/06/2020	<u>34</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Simon, Jeremy) (Entered: 07/06/2020)